

LEON COUNTY CODE ENFORCEMENT BOARD
3401 West Tharpe Street
Tallahassee, Florida 32303
(850) 488-9300

Case No. 98-18
Edwin E. Cash, Sr. and M. D. Cash
7234 Dykes Road

DEADLINE DATE: November 2, 1998
FINE: \$250 per day

FINE CALCULATIONS:

November, 1998	28	days
December	31	
January, 1999	31	
February	28	
March	31	
April	30	
May	31	
June	30	
July	31	
August	31	
September	30	
October	31	
November	16	

TOTAL 379 DAYS

379 days @ \$250.00 per day = \$94,750.00

November 17, 1999

LEON COUNTY DEPARTMENT OF COMMUNITY DEVELOPMENT
CODE COMPLIANCE PROGRAM
3401 WEST THARPE STREET
TALLAHASSEE, FLORIDA 32303
(850) 488-9300

Notice of Violation
Certified #Z 333 746 927

March 27, 1998

Edwin E. Cash Sr. and M. D. Cash
HC 62 Box 7
St. George Island, FL 32328

Re: Tax Parcel # 32-08-51-000-013-0
7234 Dykes Road
LEC980227

Dear Edwin E. Cash Sr. and M. D. Cash:

This is to advise you that a recent site inspection suggested that the above referenced property may be in violation of Chapter 10 Section 10-1102 (d)(3) of the Leon County Code of Laws, and the Leon County Housing Code, Chapter 5 Section 5-314, which states that all dwellings, buildings or structures used as such which are unsafe, unsanitary, unfit for human habitation, or which constitute a fire hazard, or are otherwise dangerous to human life, or which in relation to existing use constitute a hazard to safety or health by reason of inadequate maintenance, dilapidation, obsolescence, or abandonment are severally in contemplation of this section, unsafe buildings. All such unsafe buildings are hereby declared illegal and shall be abated by repair and rehabilitation or by demolition. Specifically, there is a section of the fence missing around your pool, and you have an unsafe mobile home and an unsafe auxillary building on the referenced property.

The referenced property is unfit for human habitation as well as a hazard to public safety and health. As owner of this property, you are in violation of these ordinances and are responsible for making the appropriate corrections, therefore, consider this an official **Notice of Violation**. Please make the necessary corrections:

1. You are provided with ten (10) days from the receipt of this letter to install an enclosure around your pool as defined by enclosed code Chapter 10 Section 10-1102 (d)(3).
2. You are provided with one hundred twenty (120) days from the receipt of this letter to either, remove the structures from the premises, or obtain the necessary permits to repair and rehabilitate or demolish as defined by enclosed code Chapter 5 Section 5-314.

Edwin E. Cash Sr. and M. L. Cash
March 27, 1998
LEC980227
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Attachment # 2
Page 3 of 48

3. Call Building Inspector Bill Kimberl at 933-8279 for a compliance inspection when the necessary corrections are complete.

We must ask that you make every effort to comply within this time frame. Failure to respond will be considered a lack of interest in compliance and the case would then be referred to the Leon County Code Enforcement Board for resolution.

If you have any questions contact me at 488-9300.

Sincerely,

Beth Fairclough
Beth Fairclough
Code Compliance Inspector

BF/bf
Enclosures

A non-certified copy of this letter has been sent to you through regular mail to make you aware of the situation as soon as possible.

Is your RETURN ADDRESS completed on the reverse side?	SENDER: <i>BP RE: 7234 DYKES ROAD</i> • Complete Items 1 and/or 2 for additional services. • Complete Items 3, 4a, and 4b. • Print your name and address on the reverse of this form so that we can return this card to you. • Attach this form to the front of the mailpiece, or on the back if space does not permit. • Write "Return Receipt Requested" on the mailpiece below the article number. • The Return Receipt will show to whom the article was delivered and the date delivered.		I also wish to receive the following services (for an extra fee): 1. <input type="checkbox"/> Addressee's Address 2. <input type="checkbox"/> Restricted Delivery Consult postmaster for fee.	
	3. Article Addressed to: <i>EDWIN E. CASH SR. AND M. D. CASH HC 62 BOX 7 ST. GEORGE ISLAND FL 32328</i>		4a. Article Number: <i>2 333 746 927</i>	
			4b. Service Type <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Certified <input type="checkbox"/> Express Mail <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> COD	
	5. Received By: (Print Name)		7. Date of Delivery <i>3-31-98</i>	
	6. Signature: (Addressee or Agent) <i>X S. Pruitt</i>		8. Addressee's Address (Only if requested and fee is paid) <i>36</i>	

PS Form 3811, December 1994 102595-97-8-0179 Domestic Return Receipt

LEGAL NOTICE
LEON COUNTY CODE
ENFORCEMENT BOARD

Notice of Hearing

TO: Edwin E. Cash, Sr. and M. D. Cash
Re: Case No. 98-18
Tax I.D. #32-06-51-000-013-0 (7234 Dykes Road)

DATE AND PLACE: You are hereby formally notified and ordered to appear at a hearing before the Leon County Code Enforcement Board on October 15, 1998, at 1:00 p.m., concerning an alleged violation of Leon County Ordinance Chapter 10, Section 10-1102(d)(3) and Chapter 5, Section 5-314, of the County Code of Laws, for section of fence missing around a pool and unsafe structures on site. This violation will not be heard as a repeat violation. The hearing will be held in the Board of County Commission Chambers in the Leon County Courthouse, Fifth Floor, 301 South Monroe Street.

FAILURE TO APPEAR MAY RESULT IN THE BOARD HEARING THE CASE IN YOUR ABSENCE. THE CASE MAY BE PRESENTED TO THE CODE ENFORCEMENT BOARD EVEN IF THE VIOLATION HAS BEEN CORRECTED PRIOR TO THE BOARD HEARING.

HEARING: At this hearing you will be given an opportunity to answer the charges and present your case by presenting testimony of witnesses and other evidence relevant to the charge. You may question witnesses testifying against you. You have the right to hire an attorney, at your own expense, to represent you before the Board if you so desire.

If you are found in violation, the Board has the power by law to enter an Order requiring you to bring the violations into compliance, and to levy fines for a first violation of up to \$250 per day against you and your property for every day that the violation continues beyond the compliance date set in your Order, or for a repeat violation fines of up to \$500 per day against you and your property for every day that the violation continues from the date of the Notice of Violation and Request for Hearing. Please be prepared to present evidence on the amount of the time reasonably necessary to correct the alleged violation.

If you wish to have any witnesses subpoenaed, please contact the Code Enforcement Board office no later than 14 days prior to the hearing at 488-9300. If you have any questions or desire further information regarding Code Enforcement Board proceedings, please contact the Code Enforcement Board office at the above phone number. Information on the alleged violation may be obtained by contacting the Department of Growth and Environmental Management at 488-9300.

APPEALS: Should you seek to appeal any decision made by the Board with respect to any matter considered at such meeting or hearing, you will need a verbatim record of the proceedings, and for such purpose, it is your responsibility to provide a verbatim record to be made which includes the testimony and evidence upon which the appeal is to be based. The Board's staff does not transcribe minutes verbatim. Orders of the Code Enforcement Board may be appealed to the Circuit Court; they are not appealable to the Board of County Commissioners.

CODE ENFORCEMENT BOARD: Pursuant to Chapter 162, Florida Statutes, and Ordinance #88-42 as amended, the Code Enforcement Board consists of seven (7) members and convenes once each month for the purpose of facilitating enforcement of judicial body. The Board has no authority to change the ordinances; that can only be done by the Board of County Commissioners.

In accordance with the Americans With Disabilities Act, persons needing a special accommodation to participate in this proceedings should contact Carolyn Gerrell not later than seven days prior to the proceeding at 3401 West Tharpe Street, Tallahassee, Florida 32303. Telephone: 850-488-9300; 1-800-955-8771 (TDD), or 1-800-955-8770 (Voice), via Florida Relay service.

Person Giving Notice:
Carolyn Gerrell, Board Administrator
Leon County Code Enforcement Board
3401 West Tharpe Street
Tallahassee, FL 32303
(850) 488-9300

SEPTEMBER 26, OCTOBER 3, 10, 13, 1998 000000

LEON COUNTY CODE ENFORCEMENT BOARD
STAFF REPORT

Case Number 98-18 Inspector Bill Kimberl IV

Alleged Violators Edwin E. Cash Sr. and M. D. Cash Report Date October 6, 1998

Owners Edwin E. Cash Sr. and M. D. Cash Zoning R-1

Location 7234 Dykes Road

Legal Description Tax ID # 32-08-51-000-013-0

Nature of Violation(s): This is an alleged violation of *Chapter 10 Section 10-1102(d)(3) which states that all pools shall be completely enclosed within an approved wall, fence or other substantial structure not less than four feet in height and Chapter 5 Section 5-314 which states that all dwellings, buildings or structures used as such which are unsafe, unsanitary, unfit for human habitation, or which constitute a fire hazard, or are otherwise dangerous to human life, or which in relation to existing use constitute a hazard to safety or health by reason of inadequate maintenance, dilapidation, obsolescence, or abandonment. All such unsafe buildings are hereby declared illegal and shall be abated by repair and rehabilitation or by demolition.* Specifically, there is a section of fence missing around the pool, and there are several unsafe structures on the referenced property.

Background:

Staff received a complaint on March 19, 1998 regarding unsafe structures on this site. Building Inspector Bill Kimberl IV made an inspection and found this complaint to be valid, and in addition, he found a section of fence missing around the pool.

On March 27, 1998 a Notice of Violation was sent certified mail giving the owners ten (10) days to repair the fence around the pool, and one hundred twenty (120) days to perform remedial actions regarding the unsafe structures. The green card was signed on March 31, 1998, and the one hundred twenty (120) day time limit expired on July 31, 1998.

The owners never contacted staff regarding the alleged violations, including the section of fence missing from around the pool.

An inspection was conducted by Building Inspector Bill Kimberl IV on August 11, 1998, and the property was still not in compliance. The unsafe structures were still in the same condition, and the pool fence had not been repaired.

On August 11, 1998, a letter was sent through regular mail to the owners, advising them that the case would be going before the Code Enforcement Board in September if the site was not brought into compliance.

LEON COUNTY CODE ENFORCEMENT BOARD
STAFF REPORT Case No. 98-18
PAGE TWO

On August 14, 1998, the referral letter was returned to the office. The sticker on the envelope read, "No forward order on file. Unable to forward. Return to sender." This letter was mailed to the same address that was used since the case opened.

Staff located a different address through the Property Appraiser's Database.

On August 21, 1998, a second letter was sent through regular mail to the new address, advising the owners that the case would be going before the Code Enforcement Board in September if the site was not brought into compliance. This time, the letter was not returned to the office.

The Notice of Hearing was sent through certified mail on August 28, 1998, to the new address. The letter was returned to the office on September 14, 1998, marked, "unclaimed."

Request was made for Legal Notice to be run in the newspaper September 26, October 3, October 10 and October 13, 1998, because the certified letter was returned to the office.

Staff attempted to find the owners' phone number, but could not locate it. To date, staff has not been contacted by the owners.

Enforcement Action and Compliance Efforts to Date:

3/19/98	Complaint was received.
3/27/98	Notice of Violation was sent through certified mail.
3/31/98	Green card was signed and returned to the office.
8/11/98	Site was still not in compliance.
8/11/98	Referral letter was sent through regular mail.
8/14/98	Letter was returned, "Unable to forward. Return to sender."
8/21/98	Referral letter was sent through regular mail to new address.
8/28/98	Notice of Hearing was sent through certified mail to new address.
9/14/98	Notice of Hearing was returned, "Unclaimed."
9/22/98	Request was made for legal notice to be run in the <u>Tallahassee Democrat</u> September 26, October 3, October 10, and October 13, 1998.

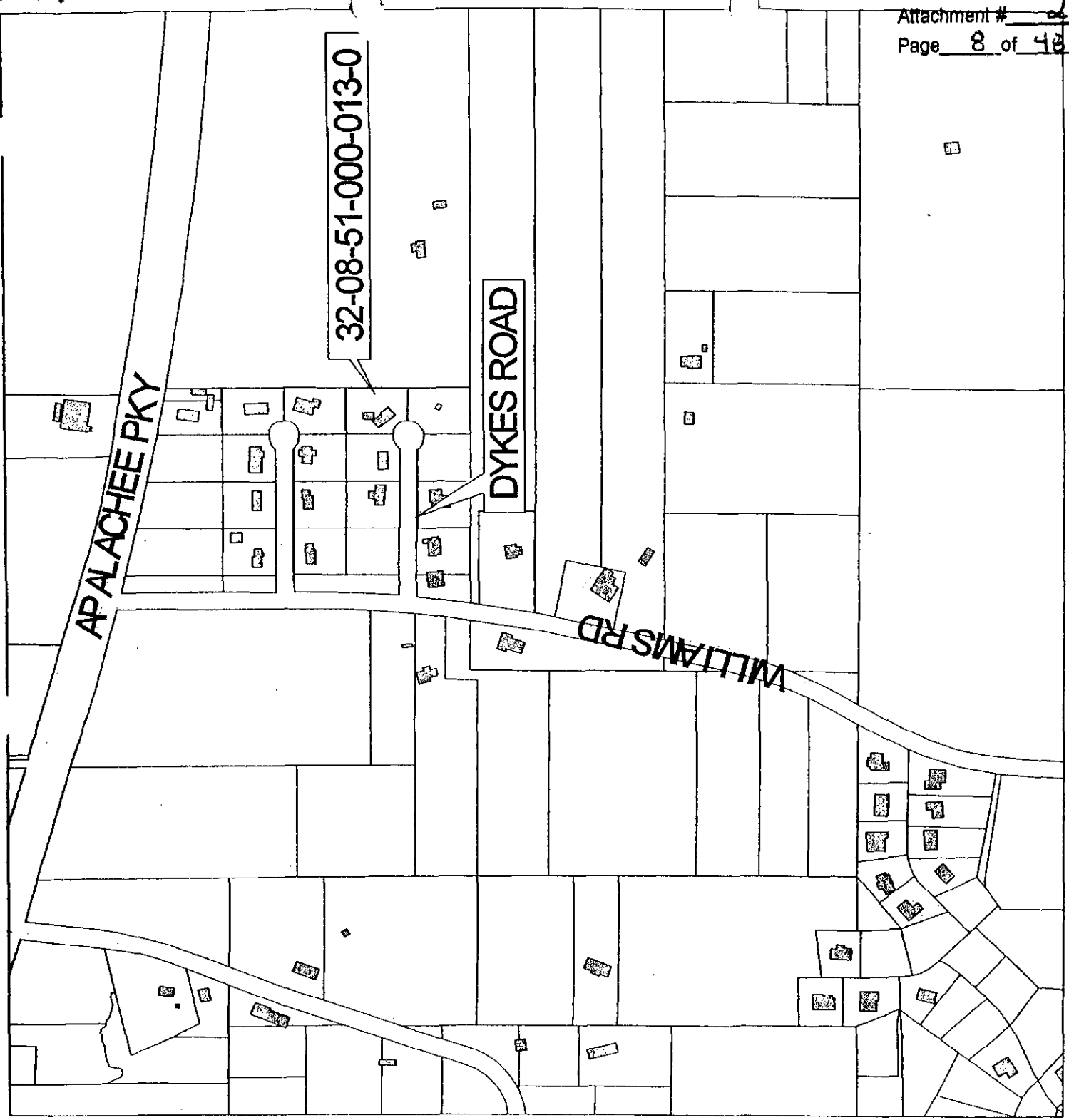
Staff Recommendation

Staff recommends that the Board:

- 1) find Edwin E. Cash Sr. and M. D. Cash to be the owners of the referenced property;
- 2) find that the owners have allowed a section of the fence around the pool to remain missing;

LEON COUNTY CODE ENFORCEMENT BOARD
STAFF REPORT Case No. 98-18
PAGE THREE

- 3) find a violation of Leon County Code of Laws, Chapter 10 Section 10-1102(d)(3);
- 4) find that the owners have allowed unsafe structures to remain on the referenced property;
- 5) find a violation of Leon County Code of Laws, Chapter 5 Section 5-314;
- 6) require Edwin E. Cash Sr. and M. D. Cash to repair the fence around the pool;
- 7) require Edwin E. Cash Sr. and M. D. Cash to abate the unsafe structures by repair and rehabilitation or by demolition of the referenced property;
- 8) provide 5 days to make the necessary fence repairs and contact staff for a compliance inspection regarding Leon County Code of Laws, Chapter 10 Section 10-1102(d)(3);
- 9) provide 30 days to obtain the necessary permits and/or inspections to come into compliance regarding Leon County Code of Laws, Chapter 5 Section 5-314;
- 10) require the owners to obtain an Affidavit of Compliance from the Department of Community Development;
- 11) establish a fine of \$250.00 per day for everyday thereafter that the violation exists; and
- 12) file a Notice of Lien immediately if the property is not brought into compliance by the ordered deadline date.



7234 DYKES ROAD
 32-08-51-000-013-0

0 0.06 Miles

32_bldg.shp
 32_par.shp
 32_namer.shp

36

Note: This product has been compiled from the most accurate source data from Leon County and City of Tallahassee. However, this product is for reference purposes only and is not to be construed as a legal document or survey instrument. Any reliance on the information contained herein is at the users' own risk. Leon County and the City of Tallahassee assume no responsibility for any use of the information contained herein or any loss resulting therefrom.



Leon County Code Enforcement Board
3401 West Tharpe Street
Tallahassee, Florida 32303
Tel: (850) 488-9300

October 28, 1998

Edwin E. Cash, Sr. and M. D. Cash
616 East Gulf Beach Drive
St. George Island, Florida 32328

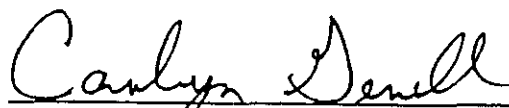
RE: Case No. 98-18
7234 Dykes Road
Tax ID #32-08-51-000-013-0

Dear Mr. and Mrs. Cash:

Enclosed you will find a copy of the Order which the Leon County Code Enforcement Board entered in the above-referenced case on October 15, 1998. The Board ordered that you shall correct said violations by (1) repairing the fence around the pool within five (5) days of the date of the Order, (2) abating the unsafe structures by repair and rehabilitation or by demolition and by obtaining the necessary permits and/or inspections to come into compliance within 30 days of the date of the Order, and (3) by obtaining an Affidavit of Compliance from the Department of Community Development.

The Board also ordered that if you do not comply with this Order, a fine of \$250.00 per day will continue past the deadline date and a lien will be filed against the referenced property and upon any other real and personal property you own.

If you should have any questions, you may contact our office at 488-9300.


Carolyn Gerrell, Board Administrator

Remove m/H

/cg
Enclosure

cc: Beth Fairclough, Code Compliance Inspector

36

20 days

LEON COUNTY CODE ENFORCEMENT BOARD

LEON COUNTY, a political subdivision
of the State of Florida,



BK: R2184 PG: 00454

Petitioner,

vs.

CEB CASE NO.: 98-18

EDWIN E. CASH, SR. AND M. D. CASH

Respondents.

FINDINGS OF FACT, CONCLUSION OF LAW, AND ORDER

THIS CAUSE came for public hearing before the Board on October 15, 1998, and having heard testimony under oath and received evidence, and being advised in the premises, the Board issues its findings of fact and conclusions of law and enters its Order in this case as follows:

FINDINGS OF FACT

1. That Edwin E. Cash, Sr. and M. D. Cash are the owners of the subject property, are Respondents herein, were served with proper notice, and were not present at the hearing.
2. That a notice of violation was provided by letter to Respondents on March 31, 1998, requesting that the Respondents install an enclosure around the pool within ten (10) days and to either remove the structures from the premises or obtain the necessary permits to repair and rehabilitate or demolish within 120 days from March 31, 1998.
3. That the violation was not corrected as requested, which resulted in issuance of a Notice of Violation and Request for Hearing which was provided to Respondents on August 28, 1998. The subject notice was returned unclaimed on September 14, 1998. The subject notice was placed in the local newspaper and appeared on September 26, October 3, 10, and 13, 1998.
4. That on or before March 31, 1998, an unsafe structure and pool existed on the subject property, located at 7234 Dykes Road, Tax ID #32-08-51-000-013-0, in violation of the Code of Laws of Leon County, Florida, Section 5-314 and Section 10-1102(d)(3), in that Respondents allowed unsafe structures to remain and allowed a section of the fence around the pool to remain missing on the referenced property.



BK: R2184 PG: 00456


LEON COUNTY CODE ENFORCEMENT BOARD
CEB CASE NO. 98-18
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DONE AND ORDERED this 28 day of October, 1998.

LEON COUNTY CODE ENFORCEMENT BOARD

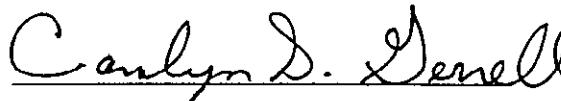
BY:


JACK SILVERSTEIN, VICE CHAIRMAN

STATE OF FLORIDA
COUNTY OF LEON

SWORN TO AND SUBSCRIBED before me this 28 day of October,

1998, by Jack Silverstein, who is personally known to me.





Carolyn S. Gerrell
MY COMMISSION # CC629087 EXPIRES
March 30, 2001
BONDED THRU TROY FAIR INSURANCE, INC.

ATTENTION: It is the Respondent's(s') responsibility to notify the Department of Community Development of Leon County, Florida, at 488-9300 and satisfactorily demonstrate that the violation has been corrected, and to obtain an Affidavit of Compliance, in order to avoid continued accrual of per day fine and lien amounts. **RECORDING OF THIS ORDER IN THE PUBLIC RECORDS OF LEON COUNTY, FLORIDA, SHALL CONSTITUTE NOTICE OF THE SUBJECT PROPERTY, AND THE FINDINGS THEREIN SHALL BE BINDING UPON ANY SUBSEQUENT PURCHASERS, SUCCESSORS IN INTEREST, OR ASSIGNS.**

Copy to: Edwin E. Cash, Sr. and M. D. Cash, 616 East Gulf Beach Drive
St. George Island, Florida 32328

Prepared by: Carolyn S. Gerrell, Code Enforcement Board Administrator
3401 West Tharpe Street, Tallahassee, Florida 32303, Tel: (850) 488-9300

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Leon County Code Enforcement Board

3401 West Tharpe Street
Tallahassee, Florida 32303
Tel: (904) 488-9300

Returned
Unclaimed

Attachment # 2
Page 12 of 48

November 24, 1998

Edwin E. Cash, Sr. and
M. D. Cash
616 East Gulf Beach Drive
St. George Island, Florida 32328

CERTIFIED MAIL
RECEIPT NO. Z 085-417-151
and regular mail.


Re: CEB Case No. 98-18
7234 Dykes Road
Tax ID #32-08-51-000-013-0

A lien has been filed against your property for failure to comply within the prescribed compliance deadline date outlined in the Order issued by the Board in your case on October 28, 1998. The lien will secure the ordered fine amount of \$250.00 per day, which will continue to accrue until such time as the violation has been corrected. You should contact the Department of Community Development at 488-9300 immediately upon completing corrective actions to ensure that your compliance with the Board's Order is verified and an Affidavit of Compliance filed to stop the continuing accrual of the fine amount.

The rules governing the Board do not provide for your case to be heard again as long as the subject property remains in violation. However, once compliance has been achieved on the site and an Affidavit of Compliance has been filed, you may elect to submit a written request to the Board for a fine reduction. Such a request must be submitted to the Code Enforcement Board Administrator at least two weeks before any scheduled meeting and must include explanation of whatever hardships you have encountered in attempting to comply. The Board will then provide an opportunity for hearing as to your request, and will make a decision as to the matter.

Be advised that three months after recording of a lien, the County Attorney's Office may elect to proceed with foreclosure if the property remains in violation, or if compliance has been achieved but the fine amount has not been satisfied or payment arrangements have not been made.

If you have questions or require further clarification, please call our office at 488-9300.


Carolyn Gerrell
Code Enforcement Board Administrator

/cg

Enclosure: Notice of Lien

cc: Beth Fairclough, Senior Compliance Specialist

LEON COUNTY CODE ENFORCEMENT BOARD

LEON COUNTY, a political subdivision
of the State of Florida,

Petitioner,

vs.

CEB CASE NO. 98-18

EDWIN E. CASH, SR. AND M. D. CASH

Respondents

NOTICE OF LIEN

STATE OF FLORIDA
COUNTY OF LEON

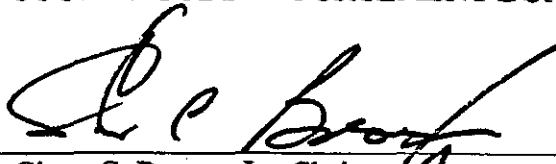
NOTICE is hereby given that LEON COUNTY, a political subdivision of the State of Florida, claims a lien on real property owned by Respondents, Edwin E. Cash, Sr. and M. D. Cash, located at 7234 Dykes Road, further described as TAX ID #32-08-51-000-013-0, and upon any and all other real and personal property owned by Respondents, pursuant to the Order entered against Respondents in the above-styled case on October 28, 1998, and recorded at Official Records Book R2184 at Page 00454, to secure payment of the fine amount of \$250.00 per day which has accrued and which shall continue to accrue for each and every day subsequent to November 2, 1998, until such time as an Affidavit of Compliance is filed by the County as to the property located at 7234 Dykes Road, or until judgment is rendered in a suit to foreclose this lien, whichever occurs first.

NOTICE OF LIEN
CASE NO. 98-18
Page Two

This lien shall continue to be binding until such time as a Satisfaction of Lien is recorded in the Public Records of LEON COUNTY.

DATED this 19 day of Nov., 1998.


LEON COUNTY CODE ENFORCEMENT BOARD

BY: 
Glenn C. Brown, Jr., Chairman

STATE OF FLORIDA
COUNTY OF LEON

SWORN TO AND SUBSCRIBED before me this 19 day of November

1998, by Glenn C. Brown, Jr., who is personally known to me.


Notary Public



Carolyn S. Gerrell
MY COMMISSION # CC629087 EXPIRES
March 30, 2001
BONDED THRU TROY FAIR INSURANCE, INC.

Copy to: Edwin E. Cash, Sr. and
M. D. Cash
616 East Gulf Beach Drive
St. George Island, Florida 32328

Prepared by: Carolyn S. Gerrell
Code Enforcement Board
3401 West Tharpe Street
Tallahassee, Florida 32303
Tel: (904) 488-9300

LEON COUNTY, a political subdivision
of the State of Florida,

Petitioner,
vs.

Edwin E. Cash, Sr. and
Respondent(s).

M.D. Cash

CEB CASE NO. 98-18
Tax ID 32-08-51-000-013-0
7234 Dykes Road

AFFIDAVIT OF NON-COMPLIANCE

STATE OF FLORIDA
COUNTY OF LEON

BEFORE ME, the undersigned authority, personally appeared Bill

Kimberl IV, who upon oath stated as follows:

1. That he/she is the Building Inspector for Leon County, Florida,
and makes this Affidavit upon personal knowledge.

2. That the above referenced property was not found in compliance with Leon
County Code of Laws on November 23, 1998.

Further affiant saith not:

Bill Kimberl IV
AFFIANT
Bill Kimberl IV
Building Inspector
(print name and title)

STATE OF FLORIDA
COUNTY OF LEON

SWORN TO AND SUBSCRIBED before me this 23 day of November
1998, by Bill Kimberl IV, who is personally known to me.



Carolyn S. Gerrell
MY COMMISSION # CC629087 EXPIRES
March 30, 2001
FLOYD FAIR INSURANCE, INC.

Carolyn S. Gerrell

Fold at line over top of envelope to
 the right of the return address

CERTIFIED

Z 085 417 151

MAIL



LEON COUNTY CODE ENFORCEMENT BOARD
 3401 WEST THARPE STREET
 TALLAHASSEE, FLORIDA 32303



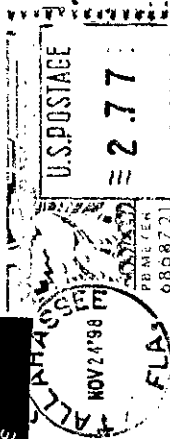
- ☐ NOT DELIVERABLE AS ADDRESSED
- ☐ UNABLE TO FORWARD
- ☐ INSUFFICIENT ADDRESS
- ☐ MOVED, LEFT NO ADDRESS
- ☐ UNCLAIMED ☐ REFUSED
- ☐ ATTEMPTED - NOT KNOWN
- ☐ NO SUCH STREET ☐ NUMBER
- ☐ BOX CLOSED NO ORDER
- ☐ NO MAIL PERMITTED

NOV 24 1998

RECEIVED

DEC 14 1998

Community Development



1ST NOTICE 11-25
 2ND NOTICE 11-30
 RETURN 12-10

Edwin E. Cash Sr
M. D. Cash
616 East Guley Beach Drive
St James Island FL 32328

32328/2300

2 085 417 151

US Postal Service

Receipt for Certified Mail

No Insurance Coverage Provided.
Do not use for International Mail (See reverse)

return - Carl - W. Thorpe

Sent to <i>E. E. Cash, Sr.</i>	Street & Number <i>616 E. Gulf Bch Dr.</i>	Post Office, State, & ZIP Code <i>St. George Island, FL 32328</i>	Postage <i>\$ 1.33</i>	Certified Fee	Special Delivery Fee	Restricted Delivery Fee	Return Receipt Showing to Whom & Date Delivered <i>1.10</i>	Return Receipt Showing to Whom, Date, & Addressee's Address	TOTAL Postage & Fees <i>\$ 2.27</i>	Postmark or Date <i>11/25/98</i>
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PS Form 3800, April 1995

CEB-NOL

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services *CEB-NOL*
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

- ☐ Addressee's Address
- ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

*Edwin E. Cash, Sr. and
M.D. Cash
616 East Gulf Beach Dr.
St. George Island, FL
32328*

4a. Article Number

7 085-417-151

4b. Service Type

- | | |
|---|---|
| <input type="checkbox"/> Registered | <input checked="" type="checkbox"/> Certified |
| <input type="checkbox"/> Express Mail | <input type="checkbox"/> Insured |
| <input type="checkbox"/> Return Receipt for Merchandise | <input type="checkbox"/> COD |

7. Date of Delivery

5. Received By: (Print Name)

6. Signature: (Addressee or Agent)

X

8. Addressee's Address (Only if requested and fee is paid)

RS Form 3811, December 1994

102595-97-B-0179

Domestic Return Receipt

Thank you for using Return Receipt Service.

From: Beth Fairclough
To: carolg
Date: 3/26/99 9:37am
Subject: 7234 Dykes Road, Edwin & M. D. Cash, Case No. 98-18

7234 Dykes Road, #32-08-51-000-013-0, Edwin & M. D. Cash,
Case No. 98-18:

Bill Kimberl visited this site and found no change. The site is still not in compliance.

Also, I am referring the adjacent parcel to CEB in May. This is parcel #32-08-51-000-020-0, also owned by the Cash's, and also has dilapidated structures on it. The site was cited for 5-314 in August, and the deadline was up in December.

Thanks!
Beth :-)

From: Beth Fairclough
To: LeonCo.GEMpo(FREDV, MURPHYSV), CAROLG
Date: 3/19/99 3:58pm
Subject: Edwin E. and M. D. Cash (7234 Dykes Road) -Reply

I will ask Bill Kimberl to do an inspection on it.

Thanks,
Beth

>>> Carol Gerrell 03/19/99 03:29pm >>>
3/19/99 (3:00 p.m.)

I just received a phone call from one of the neighbors in this area asking about the status of this case. After researching the file, I found that the Notice of Lien was filed on November 25, 1998. It is now time for me to take this case back to the Code Board for direction to send the two notices of Foreclosure. I will place this on the agenda for April 15th. I know the Board will want to know if a recent site visit has been made and what would staff recommend. Thank you for putting this on your calendar.

/cg

cc: Copy to the File

*Returned**Unclaimed**Also sent regular
mail.*

LEON COUNTY CODE ENFORCEMENT BOARD
3401 West Tharpe Street
Tallahassee, Florida 32303
(850) 488-9300

TO: Edwin E. Cash, Sr. and M. D. Cash
616 East Gulf Beach Drive
St. George Island, Florida 32328

DATE: April 16, 1999

RE: Case No. 98-18
Tax ID #32-08-51-000-0130

CERTIFIED MAIL
NO. Z 085 417 175
And regular mail.

As you are aware, you were found in violation of the Leon County Code of Laws, Section 5-314 and Section 10-1102(d)(3) by the Code Enforcement Board (CEB) on October 15, 1998. (See attached copy.) As of this date your property has not been found in compliance, and on November 24, 1998, you were notified that a lien had been filed on your property. (See attached copy.)

The CEB has the authority to authorize the County Attorney to foreclose on your property since a homestead has not been claimed on this property and three or more months have passed since the lien was filed.

We strongly urge you to bring this property into compliance as soon as possible. Please contact the CEB Board Administrator at 488-9300 to request a compliance inspection.

If we do not hear from you by May 17, 1999, a date will be set for the CEB to consider foreclosure actions.

If you have any questions, you may contact our office at 488-9300.

Carolyn Gerrell
Carolyn Gerrell, Board Administrator

/cg

98-18.LTR

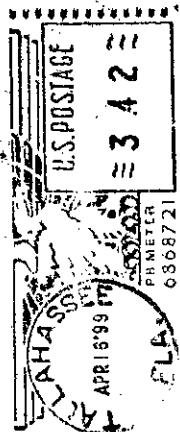
216E

the right of the return address

CERTIFIED

Z 085 417 175

MAIL



LEON COUNTY CODE ENFORCEMENT BOARD
3401 WEST THARPE STREET



Z 085 417 175

US Postal Service

Receipt for Certified Mail

No Insurance Coverage Provided.

Do not use for International Mail (See reverse)

Sent to	
E. E. Cash, Sr. & M. D.	
Street & Number	
616 East Gulf Beach Dr	
Post Office, State, & ZIP Code	
St. George Island, FL 32328	
Postage	\$ 77
Certified Fee	1.40
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	1.25
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	\$ 91.2

Postmark or Date

4/16/99

PS Form 3800, April 1995



- ☐ NOT DELIVERABLE AS ADDRESSED
- ☐ UNABLE TO FORWARD
- ☐ INSUFFICIENT ADDRESS
- ☐ MOVED, LEFT NO ADDRESS
- ☒ UNCLAIMED
- ☐ REFUSED
- ☐ ATTEMPTED - NOT KNOWN
- ☐ NO SUCH STREET
- ☐ NUMBER
- ☐ BOX CLOSED NO ORDER
- ☐ NO MAIL RECEIPTABLE

ENDPOINT FL 32328

Edwin E. Cash, Sr. and M. D. Cash
616 East Gulf Beach Drive
St. George Island, Florida 32328

is your RETURN ADDRESS completed on the reverse side?

SENDER: ■ Complete items 1 and/or 2 for additional services. ■ Complete items 3, 4a, and 4b. ■ Print your name and address on the reverse of this form so that we can return this card to you. ■ Attach this form to the front of the mailpiece, or on the back if space does not permit. ■ Write "Return Receipt Requested" on the mailpiece below the article number. ■ The Return Receipt will show to whom the article was delivered and the date delivered.		I also wish following extra fee): 1. <input type="checkbox"/> Ad 2. <input type="checkbox"/> Re Consult post
3. Article Addressed to: Edwin E. Cash, Sr. and M. D. Cash 616 East Gulf Beach Dr. St. George Island, FL 32328		4a. Article Number Z 085-41
5. Received By: (Print Name) 6. Signature: (Addressee or Agent) X		4b. Service Type <input type="checkbox"/> Registered <input type="checkbox"/> Express Mail <input type="checkbox"/> Return Receipt for Merchandise 7. Date of Delivery
PS Form 3811, December 1984		8. Addressee's Address (City and State and zip code) Domestic



LEON COUNTY CODE ENFORCEMENT BOARD

3401 West Tharpe Street
Tallahassee, Florida 32303
(850) 488-9300

Attachment # 2 *Returned*
Page 23 of 48 *Unclaimed*
Sent regular
postage as well

TO: Edwin E. Cash, Sr. and M. D. Cash
616 East Gulf Beach Drive
St. George Island, Florida 32328

DATE: May 18, 1999

RE: Case No. 98-18
Tax ID #32-08-51-000-0130
7234 Dykes Road

CERTIFIED MAIL
NO. Z 085-417-187
And Regular Mail

Pursuant to Florida Statutes, Chapter 162, and Leon County Code, Chapter 6, the Code Enforcement Board (CEB) placed a lien on your property for failure to comply with the Board's Order issued on October 28, 1998, in the above-referenced case.

As stated in the Order, and pursuant to Florida Statutes, Section 162.09, and Leon County Code, Section 6-34, the Code Enforcement Board may now authorize action to foreclose this lien. You are hereby notified that on **June 17, 1999, at 1:00 p.m.**, in the Leon County Courthouse, Fifth Floor, the Code Enforcement Board will consider whether to foreclose this lien. You will have an opportunity to be heard at that time. Please understand that your case will not be reheard. The CEB is only considering whether to foreclose the lien.

The fine and lien amount pursuant to the Board's Order continues to accrue until such time as the violation has been verified as corrected, or until a final judgment is entered on a suit to foreclose the lien, whichever sooner occurs.

If you have corrected the violation and have not obtained an Affidavit of Compliance, notify the Department of Growth and Environmental Management at 488-9300. Once the violation has been corrected and an Affidavit of Compliance has been filed, you may contact this office to make payment arrangements in order to avoid legal proceedings.

Carolyn Gerrell
Carolyn Gerrell, Board Administrator

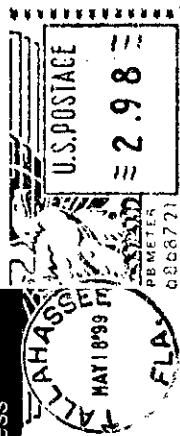
98-18.LTR/cg



LEON COUNTY CODE ENFORCEMENT BOARD
 3401 WEST THARPE STREET
 TALLAHASSEE, FLORIDA 32303

Fold at line over top of envelope to
 the right of the return address

CERTIFIED



Z 085 417 187

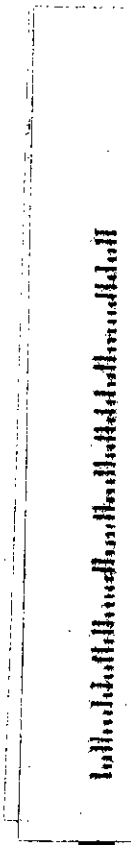
MAIL



- ☐ NOT DELIVERABLE AS ADDRESSED
 - ☐ UNABLE TO FORWARD
 - ☐ INSUFFICIENT ADDRESS
 - ☐ MOVED, LEFT NO ADDRESS
 - ☒ UNCLAIMED ☐ REFUSED
 - ☐ ATTEMPTED - NOT KNOWN
 - ☐ NO SUCH STREET ☐ NUMBER
 - ☐ BOX CLOSED NO ORDER
 - ☐ NO MAIL RECEIPTABLE
- EASTPOINT FL 32328

Edwin E. Cash, Sr. and M. D. Cash
 616 East Gulf Beach Drive
 St. George Island, Florida 32328

1ST NOTICE 5/19
 2ND NOTICE 5/25
 RETURN 6/4



SENDER:
 ■ Complete items 1 and/or 2 for additional services.
 ■ Complete items 3, 4a, and 4b.
 ■ Print your name and address on the reverse of this form so that we can return this card to you.
 ■ Attach this form to the front of the mailpiece, or on the back if space does not permit.
 ■ Write "Return Receipt Requested" on the mailpiece below the article number.
 ■ The Return Receipt will show to whom the article was delivered and the date delivered.

3. Article Addressed to:
 Edwin E. Cook, Sr.
 and M.D. Cook
 6111 East Gulf Beach Dr.
 St. George Island, FL 32328

4a. Article Number
 Z-085-417-187

4b. Service Type
☐ Registered
☐ Express Mail
☐ Return Receipt for Merchandise
☐ COD

5. Received By: (Print Name)
 X

6. Signature: (Addressee or Agent)
 X

7. Date of Delivery

8. Addressee's Address (Only if requested and fee is paid)

I also wish to receive the following services (for an extra fee):
 1. ☐ Addressee's Address
 2. ☐ Restricted Delivery
 Consult postmaster for fee.

Thank you for using Return Receipt Service.

Domestic Return Receipt

102585-97-B-0179

From: Beth Fairclough
To: CAROLG, MURPHYSV
Date: 6/18/99 2:03pm
Subject: CEB request regarding pool at 7234 Dykes Road

CEB Case #98-18
Edwin E. Cash
7234 Dykes Road

The CEB asked staff to find out if the Health Department has any condemnation powers regarding the pool at this site. I spoke with Alex today, June 18, 1999, regarding this issue. He told me that they do not have any condemnation powers, and they have NO authority when it comes to private pools.

Alex added, however, that if there is water in the pool and it is breeding mosquitos, they can urge the owners to abate that hazard. I informed Alex that we have not been able to make contact with the owners to date, but he may have better luck.

If there is water in the pool, I will let Alex know, along with all of the address information he will need to pursue the matter.

Thanks,
Beth

CC: FredV, BOBB, LEEH, GaryJ, Internet.Health Dept.Ale...

From: Beth Fairclough
To: CAROLG, MURPHYSV, GaryJ
Date: 6/21/99 10:38am
Subject: CEB request regarding pool at 7234 Dykes Road -Reply -Reply

Hi, Gary.

I spoke with Ed Morgan of Mosquito Control this morning. He said that the only thing they could do is treat the water for mosquitoes, but I should call the Health Department. I told him that I had already spoken with Alex regarding this issue. Since the object is to abate the premises and block access to the pool, which Ed is not able to do, I did not ask him to pursue the water treatment. If you DO want Mosquito Control to treat the water, I will call Ed and ask him to do it.

Thanks,
Beth

>>> Gary Johnson 06/21/99 08:14am >>>

Thank you for the update. Does Mosquito Control have any impact here?

CC: Internet.Health Dept.Alex_Mahon, BOBB, FREDV, LEEH...

From: Beth Fairclough
To: LeonCo.GEMpo(CAROLG, MURPHYSV), BETHF
Date: 6/23/99 2:50pm
Subject: CEB request regarding pool at 7234 Dykes Road -Reply

CEB Case #98-18
Edwin E. Cash
7234 Dykes Road

6-23-99. Fred Varn informed me that there is stormwater in this pool. It is about 4 feet deep, greenish in color, and has lots of bull frogs. I gave the address information to Alex Mahon, and he is going to proceed with attempting to get owners to treat the water. He stated that he may be able to get Franklin County Health Dept to go and post the Cash's door on St. George Island, where they live. This would give us an opportunity to make contact with the Cash's for the first time, which is one of our objectives here. Alex said he would keep us abreast of his progress, so staff can report back to the Code Enforcement Board.

Thanks, (and thanks, Alex!)
Beth :-)

The CEB asked staff to find out if the Health Department has any condemnation powers regarding the pool at this site. I spoke with Alex today, June 18, 1999, regarding this issue. He told me that they do not have any condemnation powers, and they have NO authority when it comes to private pools.

Alex added, however, that if there is water in the pool and it is breeding mosquitos, they can urge the owners to abate that hazard. I informed Alex that we have not been able to make contact with the owners to date, but he may have better luck.

If there is water in the pool, I will let Alex know, along with all of the address information he will need to pursue the matter.

Thanks,
Beth

CC: Internet.Health Dept(Alex_Mahon), LeonCo.GEMpo(BOB...

LEON COUNTY CODE ENFORCEMENT BOARD
3401 West Tharpe Street
Tallahassee, Florida 32303
(850) 488-9300

TO: Edwin E. Cash, Sr. and M. D. Cash
616 East Gulf Beach Drive
St. George Island, Florida 32328

DATE: July 26, 1999

RE: Case No. 98-18
7234 Dykes Road
Tax ID #32-08-51-000-0130

This is to advise you that on June 17, 1999, the Code Enforcement Board directed the Leon County Attorney's office to initiate foreclosure procedures in the above referenced case.

If you have any questions, you should contact the County Attorney's office at 487-1008.



Carolyn Gerrell
Board Administrator

/cg

From: Beth Fairclough
To: murphysv, carolg, rayb
Date: 11/17/99 12:11pm
Subject: Cash property on Dykes Road

Fred Varn called me from the field to let me know that the property is in compliance with both, the Court and Code Board Orders. Yay!

Fred will sign an Affidavit of Compliance when he returns to the office.

Thanks,
Beth

CC: fredv



Leon County Code Enforcement Board
3401 West Tharpe Street
Tallahassee, Florida 32303
Tel: (850) 488-9300

November 23, 1999

CERTIFIED MAIL

RECEIPT NO. Z 085-417-226

And Regular Mail.

Edwin E. Cash, Sr. and M. D. Cash
616 East Gulf Beach Drive
St. George Island, Florida 32328

RE: Case No. 98-18
7234 Dykes Road

Dear Mr. and Mrs. Cash:

The Code Enforcement Board has been notified that the above referenced property was found in compliance on November 17, 1999, as per the attached Affidavit.

As you are aware, the Board previously assessed a fine of \$250.00 per day thereafter that the violation continued past the deadline date of November 2, 1998. Therefore, the fine amount of \$94,750.00 is now due and payable to Leon County.

Since this case has been forwarded to the County Attorney's office for foreclosure, the Code Enforcement Board cannot reduce your lien. Such action can only be taken by the Board of County Commissioners. Any requests you might have should be forwarded to the County Attorney's office at the Leon County Courthouse, 301 South Monroe Street, Fourth Floor, Tallahassee, Florida, 32301.

If you should have any questions, please call the County Attorney's office at 850-487-1008.

Carolyn Gerrell, Board Administrator

/cg

Enclosure: Affidavit of Compliance

cc: Ms. Julie Lovelace, Senior Assistant County Attorney

LEON COUNTY CODE ENFORCEMENT BOARD
3401 WEST THARPE STREET, TALLAHASSEE, FL 32303
TELEPHONE (904) 488-9300

LEON COUNTY, a political subdivision
of the State of Florida,

Petitioner,

CASE NO. 98-18

vs.

Tax ID # 32-08-51-000-013-0

Edwin E. Cresh, Sr.
Respondent(s)
and M. D. Cresh

AFFIDAVIT OF COMPLIANCE

STATE OF FLORIDA
COUNTY OF LEON

BEFORE ME, the undersigned authority, personally appeared

WILFRED C. VARN, JR., who upon oath stated as follows:

1. That he/she is the BUILDING INSPECTION SUPERVISOR

for Leon County, Florida, and makes this Affidavit upon personal knowledge.

2. That the subject property was brought into compliance with Leon County

Code of Laws on 17 NOV 1999.

Further affiant saith not:

Wilfred C. Varn, Jr.
AFFIANT

(Print name and title below.)

STATE OF FLORIDA
COUNTY OF LEON

SWORN TO AND SUBSCRIBED before me this 18 day of November, 1999
by Wilfred C. Varn, Jr., who is personally known to me.



Carolyn S. Gerrell
COMMISSION # CC629087 EXPIRES
March 30, 2001
BONDED THRU TROY FAIR INSURANCE, INC.

Carolyn S. Gerrell
AFFIANT
(Print name and title below.)



Carolyn S. Gerrell
COMMISSION # CC629087 EXPIRES
March 30, 2001
BONDED THRU TROY FAIR INSURANCE, INC.



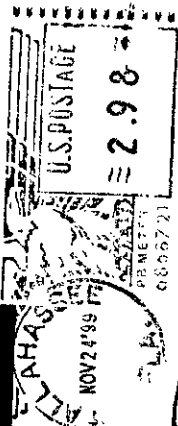
LEON COUNTY CODE ENFORCEMENT BOARD
3401 WEST THARPE STREET
TALLAHASSEE, FLORIDA 32303

Fold at line over top of envelope to
the right of the return address

CERTIFIED

Z 085 417 226

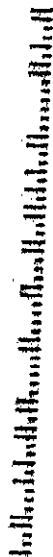
MAIL



- ☐ Not Deliverable As Addressed
- ☐ Unable To Forward
- ☐ Invalid Return Address
- ☐ Mailed At No Address
- ☐ Attempted - No Delivery
- ☐ Refused
- ☐ No Such Street
- ☐ Not Known
- ☐ No Mail Receipt
- ☐ Box Closed
- ☐ Returned For Better Address
- ☐ Postage Due

Edwin E. Cash, Sr. and Mrs. D. Cash
616 East Gulf Beach Drive
St. George Island, Florida 32328

1ST NOTICE 11/26/99
2ND NOTICE 11/26/99
RETURN 11/26/99



Is your RETURN ADDRESS completed on the reverse side?

SENDER: ■ Complete items 1 and/or 2 for additional services. ■ Complete items 3, 4a, and 4b. ■ Print your name and address on the reverse of this form so that we can return this card to you. ■ Attach this form to the front of the mailpiece, or on the back if space does not permit. ■ Write "Return Receipt Requested" on the mailpiece below the article number. ■ The Return Receipt will show to whom the article was delivered and the date delivered.		I also wish to receive the following services (for an extra fee): 1. <input type="checkbox"/> Addressee's Address 2. <input type="checkbox"/> Restricted Delivery Consult postmaster for fee.	
3. Article Addressed to: Edwin E. Caryl Sr. and M.D. Caryl 616 East Gulf Beach Dr. St. George Island, FL		4a. Article Number Z 085-417-226 4b. Service Type <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Certified <input type="checkbox"/> Express Mail <input type="checkbox"/> Insured <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> COD 7. Date of Delivery	
5. Received By: (Print Name) 32323		8. Addressee's Address (Only if requested and fee is paid)	
6. Signature: (Addressee or Agent) X			

PS Form 3811, December 1984 102595-97-B-0179 Domestic Return Receipt

Thank you for using Return Receipt Service.

LEON COUNTY CODE ENFORCEMENT BOARD
3401 West Tharpe Street
Tallahassee, FL 32303
(850) 488-9300

April 17, 2000

CERTIFIED MAIL
NO.: Z333640827
AND REGULAR MAIL

Mr. Edwin E. Cash, Sr. and M. D. Cash
616 East Gulf Beach Drive
St. George Island, FL 32328

CASE NO.: 98-18 (7234 Dykes Road)

TAX ID#: 32-08-51-000-013-0

PLEASE BE ADVISED, that a certified copy of the Code Enforcement Board's Notice of Lien and/or Orders of the Board which were executed on November 2, 1998, were re-filed on March 30, 2000.

According to our records, the above case has not been found in compliance with the Code Enforcement Board's order on file in this office.

If you have corrected the violation, please contact this office and request an Affidavit of Compliance. Once the Affidavit of Compliance is obtained, you may make arrangements for payment of the accrued fine of \$94,750.00 OR you may petition the Code Enforcement Board for a reduction in the fine and a release of the lien.

Please call our office at 488-9300, if you have any questions.



Vickie F. Andrews, Board Administrator

/vfa
cc: file



LEON COUNTY CODE ENFORCEMENT BOARD
3401 WEST THARPE STREET
TALLAHASSEE, FLORIDA 32303



- ☐ Not Deliverable
As Addressed
Unable To Forward
☐ Insufficient Address
☐ Moved, Left No Address
☐ Unclaimed ☐ Refused
☐ Attempted - Not Known
☐ No Such Street ☐ Number
☐ Vacant ☐ Ineligible
☐ Not in Delivery Area
☐ Return to Office

the right of the return address

CERTIFIED

★
Z 333 640 1590
U.S. POSTAGE PB2213446
\$03.20 APR 18 00
3043 MAILED FROM ZIP CODE

MAIL

Mr. Edwin E. Cash, Sr. and M. D. Cash
616 East Gulf Beach Drive
St. George Island, FL 32328

1ST NOTICE 4/20
2ND NOTICE 4/25
RETURN 5/3



32328 32328 32328

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

3. Article Addressed to:

Mr. Edwin E. Cash Sr.
+ M. D. Cash
616 E. Gulf Beach Dr.
St. George Island, FL 32328

4a. Article Number

333640827

4b. Service Type

- ☐ Registered ☒ Certified
☐ Express Mail ☐ Insured
☐ Return Receipt for Merchandise ☐ COD
Date of Delivery

5. Received By: (Print Name)

6. Signature: (Addressee or Agent)

X

8. Addressee's Address (Only if requested and fee is paid)

Thank you for using Return Receipt Service.

K380092117
RECORDED IN
PUBLIC RECORDS LEON CNTY FL
BOOK: R2192 PAGE: 01530
NOV 25 1998 10:06 AM
DAVE LANG, CLERK OF COURTS

Attachment # 2
Page 37 of 48



BK: R2192 PG: 01530

LEON COUNTY CODE ENFORCEMENT BOARD

LEON COUNTY, a political subdivision
of the State of Florida,

Petitioner,

vs.

CEB CASE NO. 98-18

EDWIN E. CASH, SR. AND M. D. CASH

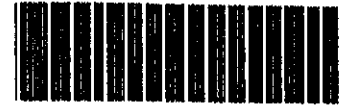
Respondents

NOTICE OF LIEN

STATE OF FLORIDA
COUNTY OF LEON

NOTICE is hereby given that LEON COUNTY, a political subdivision of the State of Florida, claims a lien on real property owned by Respondents, Edwin E. Cash, Sr. and M. D. Cash, located at 7234 Dykes Road, further described as TAX ID #32-08-51-000-013-0, and upon any and all other real and personal property owned by Respondents, pursuant to the Order entered against Respondents in the above-styled case on October 28, 1998, and recorded at Official Records Book R2184 at Page 00454, to secure payment of the fine amount of \$250.00 per day which has accrued and which shall continue to accrue for each and every day subsequent to November 2, 1998, until such time as an Affidavit of Compliance is filed by the County as to the property located at 7234 Dykes Road, or until judgment is rendered in a suit to foreclose this lien, whichever occurs first.

NOTICE OF LIEN
CASE NO. 98-18
Page Two



BK: R2192 PG: 01531

This lien shall continue to be binding until such time as a Satisfaction of Lien is recorded in
the Public Records of LEON COUNTY.

DATED this 19 day of Nov., 1998.

LEON COUNTY CODE ENFORCEMENT BOARD

BY:

Glenn C. Brown, Jr., Chairman

STATE OF FLORIDA
COUNTY OF LEON

SWORN TO AND SUBSCRIBED before me this 19 day of November,

1998, by Glenn C. Brown, Jr., who is personally known to me:

Notary Public

Carolyn S. Gerrell
MY COMMISSION # CC629087 EXPIRES
March 30, 2001
BONDED THRU TROY FAIR INSURANCE, INC.

Copy to: Edwin E. Cash, Sr. and
M. D. Cash
616 East Gulf Beach Drive
St. George Island, Florida 32328

Prepared by: Carolyn S. Gerrell
Code Enforcement Board
3401 West Tharpe Street
Tallahassee, Florida 32303
Tel: (904) 488-9300

LEON COUNTY CODE ENFORCEMENT
3401 West Tharpe Street
Tallahassee, Florida 32303
(904) 488-9300

Attachment # 2
Page 39 of 48 R980092117

ARD

RECORDED IN
PUBLIC RECORDS LEON CNTY FL
BOOK: R2192 PAGE: 01532
NOV 25 1998 10:06 AM
DAVE LANG, CLERK OF COURTS



BK: R2192 PG: 01532

LEON COUNTY, a political subdivision
of the State of Florida,

Petitioner,
vs.

Edwin E. Cgsh, Sr. and
Respondent(s).

M.D. Cgsh

CEB CASE NO. 98-18
Tax ID 32-08-51-000-013-0
7234 Dykes Road

AFFIDAVIT OF NON-COMPLIANCE

STATE OF FLORIDA
COUNTY OF LEON

BEFORE ME, the undersigned authority, personally appeared Bill

Kimberl IV, who upon oath stated as follows:

1. That he/she is the Building Inspector for Leon County, Florida,
and makes this Affidavit upon personal knowledge.

2. That the above referenced property was not found in compliance with Leon
County Code of Laws on November 23, 1998.

Further affiant saith not:

Bill Kimberl IV
AFFIANT
Bill Kimberl IV
Building Inspector
(print name and title)

STATE OF FLORIDA
COUNTY OF LEON

SWORN TO AND SUBSCRIBED before me this 23 day of November,
1998, by Bill Kimberl IV, who is personally known to me.



Carolyn S. Gerrell
MY COMMISSION # CC629087 EXPIRES
March 30, 2001
SERVED BY TROY FARM INSURANCE, INC.

Carolyn S. Gerrell

36

RECORDED IN
PUBLIC RECORDS LEON CNTY FL
BOOK: R2184 PAGE: 00454
OCT 30 1998 02:43 PM
DAVE LANG, CLERK OF COURTS

LEON COUNTY CODE ENFORCEMENT BOARD

LEON COUNTY, a political subdivision
of the State of Florida,

Petitioner,

vs.

CEB CASE NO.: 98-18

EDWIN E. CASH, SR. AND M. D. CASH

Respondents.

FINDINGS OF FACT, CONCLUSION OF LAW, AND ORDER

THIS CAUSE came for public hearing before the Board on October 15, 1998, and having heard testimony under oath and received evidence, and being advised in the premises, the Board issues its findings of fact and conclusions of law and enters its Order in this case as follows:

FINDINGS OF FACT

1. That Edwin E. Cash, Sr. and M. D. Cash are the owners of the subject property, are Respondents herein, were served with proper notice, and were not present at the hearing.
2. That a notice of violation was provided by letter to Respondents on March 31, 1998, requesting that the Respondents install an enclosure around the pool within ten (10) days and to either remove the structures from the premises or obtain the necessary permits to repair and rehabilitate or demolish within 120 days from March 31, 1998.
3. That the violation was not corrected as requested, which resulted in issuance of a Notice of Violation and Request for Hearing which was provided to Respondents on August 28, 1998. The subject notice was returned unclaimed on September 14, 1998. The subject notice was placed in the local newspaper and appeared on September 26, October 3, 10, and 13, 1998.
4. That on or before March 31, 1998, an unsafe structure and pool existed on the subject property, located at 7234 Dykes Road, Tax ID #32-08-51-000-013-0, in violation of the Code of Laws of Leon County, Florida, Section 5-314 and Section 10-1102(d)(3), in that Respondents allowed unsafe structures to remain and allowed a section of the fence around the pool to remain missing on the referenced property.

LEON COUNTY CODE ENFORCEMENT BOARD
CEB CASE NO. 98-18
PAGE TWO

CONCLUSIONS OF LAW

Section 5-314 of the Leon County Code of Laws states that all dwellings, buildings or structures used as such which are unsafe, unsanitary, unfit for human habitation, or which constitute a fire hazard, or are otherwise dangerous to human life, or which in relation to existing use constitute a hazard to safety or health by reason of inadequate maintenance, dilapidation, obsolescence, or abandonment. All such unsafe buildings are hereby declared illegal and shall be abated by repair and rehabilitation or by demolition.

Section 10-1102(d)(3) of the Leon County Code of Laws states that all pools shall be completely enclosed within an approved wall, fence or other substantial structure not less than four feet in height.

ORDER AND/OR ORDER IMPOSING LIEN

Based upon the foregoing Findings of Fact and Conclusions of Law, and pursuant to the authority granted in Chapter 162, Florida Statutes, and Chapter 6, Leon County Code of Laws, by Motion made by Raney Oven and duly seconded by James McRoy, which carried by a vote of five in favor to none opposed, it is hereby ORDERED:

That Respondents are found by the Leon County Code Enforcement Board to be in violation of Section 5-314 and Section 10-1102(d)(3) of the Leon County Code of Laws, and

That Respondents shall correct said violations by: (1) repairing the fence around the pool within five (5) days, of the date of this order (2) abating the unsafe structures by repair and rehabilitation or by demolition and by obtaining the necessary permits and/or inspections to come into compliance within 30 days, of the date of this order and (3) by obtaining an Affidavit of Compliance from the Department of Community Development, and

That if Respondents do not comply with this Order on or before the above-stated compliance deadline date, then, and in that event, Respondents are, jointly and severally, ordered to pay a fine of \$250.00 per day for each and every day any violation continues past the compliance deadline date. Thereafter, this Board authorizes filing of a lien against the land on which the violation exists and upon any other real and personal property owned by the violators, jointly and severally, upon which the fine amount shall continue to accrue as a lien by the per day fine amount ordered above for each and every day until an Affidavit of Compliance is filed or a final judgment is entered on a suit to foreclose the lien, whichever sooner occurs. Upon satisfaction of this order, the Board Administrator is authorized to release the order or lien.



BK: R2184 PG: 00456

LEON COUNTY CODE ENFORCEMENT BOARD
CEB CASE NO. 98-18
PAGE THREE

Attachment # 2
Page 42 of 48

DONE AND ORDERED this 28 day of October, 1998.

LEON COUNTY CODE ENFORCEMENT BOARD

BY:


JACK SILVERSTEIN, VICE CHAIRMAN

STATE OF FLORIDA
COUNTY OF LEON

SWORN TO AND SUBSCRIBED before me this 28 day of October,
1998, by Jack Silverstein, who is personally known to me.





Carolyn S. Gerrell
MY COMMISSION # C0629087 EXPIRES
March 30, 2001
BONDED THRU TROY FARM INSURANCE, INC.

ATTENTION: It is the Respondent's(s') responsibility to notify the Department of Community Development of Leon County, Florida, at 488-9300 and satisfactorily demonstrate that the violation has been corrected, and to obtain an Affidavit of Compliance, in order to avoid continued accrual of per day fine and lien amounts. **RECORDING OF THIS ORDER IN THE PUBLIC RECORDS OF LEON COUNTY, FLORIDA, SHALL CONSTITUTE NOTICE OF THE SUBJECT PROPERTY, AND THE FINDINGS THEREIN SHALL BE BINDING UPON ANY SUBSEQUENT PURCHASERS, SUCCESSORS IN INTEREST, OR ASSIGNS.**

Copy to: Edwin E. Cash, Sr. and M. D. Cash, 616 East Gulf Beach Drive
St. George Island, Florida 32328

Prepared by: Carolyn S. Gerrell, Code Enforcement Board Administrator
3401 West Tharpe Street, Tallahassee, Florida 32303, Tel: (850) 488-9300



BOARD OF COUNTY COMMISSIONERS

301 South Monroe Street
Tallahassee, Florida 32301
(850) 488-4710

Department of Community Development
Code Enforcement Board
3401 West Tharpe Street
Tallahassee, Florida 32303
Tel: (850) 488-9300

Commissioners:

WILLIAM C. PROCTOR, JR.

District 1

JANE G. SAULS

District 2

DAN WINCHESTER

District 3

TONY GRIPPA

District 4

BOB RACKLEFF

District 5

ED DEPUY

At-Large

CLIFF THAELL

At-Large

PARWEZ ALAM
County Administrator
(850) 488-9962

HERBERT W.A. THIELE
County Attorney
(850) 487-1008

June 11, 2002

CERTIFIED MAIL

NO.: 7001 0320 0001 3143 4919
and Regular Mail

Edwin E. Cash, Sr. and M. D. Cash
616 East Gulf Beach Drive
St. George Island, FL 32328

Re: CEB Case No. 98-18
7234 Dykes Road
Tax ID #32-08-51-000-013-0

A order imposing fine has been filed against your property for failure to comply within the prescribed compliance deadline date outlined in the Order issued by the Board in your case on October 28, 1998. The order imposing fine and the notice of lien will secure the ordered fine amount of \$250.00 for each and everyday thereafter, which will continue to accrue until such time as the violation has been corrected. You should contact the Department of Community Development at 488-9300 immediately upon completing corrective actions to ensure that your compliance with the Board's Order is verified and an Affidavit of Compliance filed to stop the continuing accrual of the fine amount.

The rules governing the Board do not provide for your case to be heard again as long as the subject property remains in violation. However, once compliance has been achieved on the site and an Affidavit of Compliance has been filed, you may elect to submit a written request to the Board for a fine reduction. Such a request must be submitted to the Code Enforcement Board Administrator at least two weeks before any scheduled meeting and must include explanation of whatever hardships you have encountered in attempting to comply. The Board will then provide an opportunity for hearing as to your request, and will make a decision as to the matter.

June 11, 2002
Case No.: 98-18
Page 2

Be advised that three months after recording of a lien, the County Attorney's Office may elect to proceed with foreclosure if the property remains in violation, or if compliance has been achieved but the fine amount has not been satisfied or payment arrangements have not been made.

If you have questions or require further clarification, please call our office at 488-9300.



Vickie Andrews
Code Enforcement Board Administrator

/vfa

Enclosure: Order Imposing Fine

LEON COUNTY CODE ENFORCEMENT BOARD

LEON COUNTY, a political subdivision
of the State of Florida,

Petitioner,

vs.

CEB CASE NO.: 98-18

EDWIN E. CASH, SR. AND M. D. CASH

Respondents.

ORDER IMPOSING FINE

THIS CAUSE came before the Leon County Code Enforcement Board for public hearing on October 15, 1998, and after due notice to Respondents, Edwin E. Cash, Sr. and M. D. Cash, the Board issues its Order Imposing Fine as follows:

IT IS ORDERED that:

1. Respondents, Edwin E. Cash, Sr. and M. D. Cash, are found by the Leon County Code Enforcement Board to be in violation of Sections 5-314 and 10-1102(d)(3) of the Leon County Code of Laws, on property Tax ID #32-08-51-000-013-0.
2. That the Board Order entered on October 15, 1998 established a deadline of November 2, 1998, for which compliance was to have been met.
3. Further, that the said Order put Respondents on notice that a fine of \$250.00 for each and every day thereafter any violation continues past the compliance deadline date may be imposed.
4. That filing of an Affidavit of Non-compliance with the Code Enforcement Board Administrator by a Code Enforcement Inspector after the date set for compliance, shall constitute notice to the Code Enforcement Board that the October 28, 1998, Board's Order was not complied with.
5. That the fines assessed in the October 28, 1998, Board's Order will now begin to accrue as of November 2, 1998, against the Respondents, jointly and severally.

ORDER IMPOSING FINE
CASE NO. 98-18
PAGE TWO

6. Pursuant to Section 162.09(3), Florida Statutes, this Order shall constitute a lien against the land on which the violation exists and upon any other real or personal property owned by the Respondents, Edwin E. Cash, Sr. and M. D. Cash, for all fines accruing until such time as the violation(s) are corrected or this lien foreclosed by Leon County.
7. No lien created herein shall be enforced against the homestead property of the Respondents, Edwin E. Cash, Sr. and M. D. Cash.
8. Any lien created hereunder that remains unpaid three (3) months from its filing may be referred to the Leon County Attorney or his/her designee to foreclose, enforce, collect, or settle said lien under any legal or equitable remedies available.
9. The assessment of a fine(s) shall become self-executing upon the filing of an Affidavit of Non-Compliance being with the Code Enforcement Board Administrator and another hearing shall not be necessary.

DONE AND ORDERED this 9th day of June, 2002.

LEON COUNTY CODE ENFORCEMENT BOARD

BY: John Jordan

JOHN JORDAN, CHAIRMAN

ATTESTED TO:

BY: Vickie Andrews

Code Enforcement Board Administrator

I hereby certify that a true copy of the above Order has been sent to Respondents, Edwin E. Sr. and M. D. Cash, 616 East Gulf Beach Drive, St. George Island, Florida, 32328, by U.S. First Class and Certified Mail, this 9th day of June, 2002.

Vickie Andrews
Leon County Code Enforcement Board Administrator

LEON COUNTY CODE ENFORCEMENT BOARD
 3401 WEST THARPE STREET
 TALLAHASSEE, FLORIDA 32303



1504 U.S. POSTAGE PB2212999
 2769 \$04.170 JUN 11 02
 2261 MAILED FROM ZIP CODE 32301

RETURN TO SENDER FOR REASON SHOWN
 7001 0320 0001 3143 4919

County Attorney
 (850) 487-1008

Edwin E. Cash, Sr. and M. D. Cash
 616 East Gulf Beach Drive
 St. George Island, FL 32328

6-12

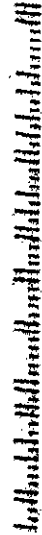
1ST NOTICE 6/14/27

2ND NOTICE 6/16/27

RETURN

☐ Not Deliverable
 At Addressed
☐ Incorrect Address
☐ No Such Street
☐ Vacant
☐ No Mail Recipients
☐ Closed - No Order
☐ No Due

☐ Left No. / Press
☐ Attempted / Not Known
☐ No Such Street / Number
☐ Vacant / No Mail Recipients
☐ Closed - No Order
☐ No Due



SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<p>1. Article Addressed to:</p> <p><i>Edwin E. Cash, Sr. & M. S. Cash</i> <i>616 E. Hwy Beach Dr.</i> <i>St George Island, FL 33328</i></p>		<p>A. Received by (Please Print Clearly)</p> <p>B. Date of Delivery</p>	
<p>2. Article Number (Transfer from service label)</p> <p>7001 0320 0001 3143 4919</p>		<p>C. Signature</p> <p><i>X</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p>	
<p>3. Service Type</p> <p><input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail</p> <p><input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise</p> <p><input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p>		<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If YES, enter delivery address below:</p>	
<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes <input type="checkbox"/> No</p>		<p>PS Form 3811, March 2001</p>	

U.S. Postal Service CERTIFIED MAIL RECEIPT (Domestic Mail Only; No Insurance Coverage Provided)		OFFICIAL USE	
Postage \$	57	Postmark Here	
Certified Fee	2.10		
Return Receipt Fee (Endorsement Required)	1.50		
Restricted Delivery Fee (Endorsement Required)			
Total Postage & Fees	\$ 4.17		6/11/02
<p>Sent To <i>Edwin E. Cash, Sr. & M. S. Cash</i></p> <p>Street, Apt. No., or PO Box No. <i>616 E. Hwy Beach Dr.</i></p> <p>City, State, Zip <i>St George Island, FL 33328</i></p>			

PS Form 3811, January 2001